

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

THE STATE OF TEXAS,

Defendant.

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Civil No. 1:21-cv-796

Stipulation of Dismissal

Pursuant to Fed R. Civ P. 41(a)(1)(A)(ii), the United States of America and Intervenor-Defendant Oscar Stilley stipulate to the dismissal, without prejudice, of all of the United States' claims in this action, each party to bear their own attorneys' fees and costs. Thus, the Court's preliminary injunction in this matter (ECF No. 68) is dissolved. *See Fundicao Tupy S.A. v. United States*, 841 F.2d 1101, 1103 (Fed. Cir. 1988) ("[A] preliminary injunction is . . . 'ipso facto dissolved by a dismissal of the complaint.'" (quoting 7 J. Moore, J. Lucas, & K. Sinclair, Jr., MOORE'S FEDERAL PRACTICE ¶ 65.07 at 65-114 to 65-115 (2d ed. 1987))).

Dated: August 26, 2022

Respectfully submitted,

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Intervenor-Defendant